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RCE

# REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:  
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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	09/767,539
Filing Date	January 23, 2001
First Named Inventor	Adler-Golden et al.
Art Unit	2857
Examiner Name	Gutierrez, Anthony
Attorney Docket Number	16849-00002

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1.  **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a.  Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i.  Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_

ii.  Other \_\_\_\_\_

b.  Enclosed

i.  Amendment/Reply      iii.  Information Disclosure Statement (IDS)

ii.  Affidavit(s)/Declaration(s)      iv.  Other \_\_\_\_\_

2. **Miscellaneous**

a.  Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b.  Other \_\_\_\_\_

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a.  The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-1582

i.  RCE fee required under 37 CFR 1.17(e) 10/07/2004 SSESHE1 00000032 09767539

ii.  Extension of time fee (37 CFR 1.136 and 1.17) 01 FC:2801 395.00 OP

iii.  Other \_\_\_\_\_

b.  Check in the amount of \$ 395.00 enclosed

c.  Payment by credit card (Form PTO-2038 enclosed)

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print / Type)	Brian M. Dingman, Esq.	Registration No. (Attorney / Agent)	32,729
Signature		Date	October 4, 2004

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print / Type)	Charlene L. Hopkins
Signature	

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

**MIRICK O'CONNELL**  
ATTORNEYS AT LAW  
MIRICK, O'CONNELL, DEMALLIE & LOUCEE, LLP

October 4, 2004

OCT 06 2004  
RCE  
PATENT & TRADEMARK OFFICE  
Mail Stop: RCE  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Re: Applicant: Adler-Golden et al.  
Serial No.: 09/767,539  
Filed: January 23, 2001  
For: IMPROVED METHODS FOR ATMOSPHERIC CORRECTION OF HYPERSPECTRAL  
IMAGERY  
Examiner: Gutierrez, Anthony  
Group: 2857  
Docket No.: 16849-00002

Dear Sir/Madam:

Enclosed is a Response to the Office Action mailed on April 2, 2004, including Certificate of Mailing dated October 4, 2004, in the subject application. Also enclosed are a Request for Continued Examination (RCE) Transmittal, Petition for Extension of Time, and check in the amount of \$885.00 representing the RCE filing fee of \$395.00 plus the extension fee of \$490.00.

If for any reason this Response is found to be incomplete, or if at any time it appears that a telephone conference with counsel would help advance prosecution, please telephone the undersigned in Westborough, Massachusetts (508) 898-1501.

If any payment during prosecution is found to be insufficient or if any overpayment is found, please charge any deficiency or credit any overpayment to my deposit account number 50-1582. A copy of this letter is enclosed for use by the Finance Branch in the event that it is necessary to make any charge or credit to my deposit account.

Kindly acknowledge receipt of the foregoing by returning the enclosed self-addressed postcard.

Very truly yours,



Brian M. Dingman

BMD/clh  
Enclosures

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Adler-Golden et al. Paper No.:

Serial No.: 09/767,539 Examiner: Gutierrez, Anthony

Filed: January 23, 2001 Group No.: 2857

For: Improved Methods for Docket No.: 16849-00002  
Atmospheric Correction of  
Hyperspectral Imagery

Mail Stop: RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to Mail Stop: RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 4th day of October, 2004.



Charlene L. Hopkins

RESPONSE

This is a response to the office action dated April 2, 2004.